COOPER & DUNHAM LLP

ATTORNEYS AT LAW

1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036 TELEPHONE: (212) 276-0400

à

CHRISTOPHER C. DUNHAM NORMAN H. ZIVIN JOHN P. WHITE WILLIAM E. PELTON ROBERT D. KATZ PETER J. PHILLIPS WENDY E. MILLER ROBERT T. MALDONADO ERIC O. KIRSCH ALAN J. MORRISON GARY J. GERSMIK MICHAEL F. MORANO FRANK A. BRUNO JASON S. MARIN KETH J. BARKAUS

HARVEY AGOSTO

ANTHONY V. FLINT

IVAN S. KAVRUKOV
PETER D. MURRAY
JAY H. MAIOLI
ROBERT B. G. HOROWITZ
DONALO S. DOWDEN
DONNA A. TOBIN
RICHARD S. MILNER
RICHARD F. JAWORSKI
PAUL TENG
PEDRO C. FERNANDEZ
TOOD W. EVANS'
ALAN D. MICLER
CHRISTINE S. NICKLES
EPYROS S. LOUKAKOS*

DEEPRO R. HUKERJEE FACSIMILE TRANSMISSION

FACSIMILE: (212) 391-0525 (212) 391-0526 (212) 391-0630

> of Counsel John R. Garber Mark A. Farlet

SCIENTIFIC ADVISORS
BRIAN J. AMOS, PM. D.
NICHOLAS F. MUTO, PH. D.
JOSEPH B. CRYSTAL, PH. D.
ARMAND L. BALBONI, M. PHIL.
MURIEL M. LIBERTO. PH. D.

FOUNDED 1887
www.cooperdunham.com

PLEASE DELIVER THE FOLLOWING PAGES

TO	: Examiner W. Sandals
COMPANY/FIRM	: U.S. Patent and Trademark Office Group Art Unit 1636
FACSIMILE NO.	: (703) 305-7939
FROM	: John P. White/MVM
TOTAL NUMBER	OF PAGES, INCLUDING COVER PAGE: 33
DATE	: December 16, 2002 TIME:
IF YOU DO NOT	RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON A

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS ROSSIBLE TO (212) 278-0431.

MESSAGE: Preliminary Amendment in connection with Ziv Sandalon et al. for IN VITRO CONSTRUCTION OF SV40 VIRUSES AND PSEUDOVIRUSES, U.S. Serial No. 09/068,293, filed May 6, 1998, including Exhibit A (marked-up version of amended claims) and a Facsimile Certificate of Transmission dated December 16, 2002.

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IP UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

^{*} NEW YORK STATE BAR ADMISSION PENDING

DkL. 68018/JPW/MVM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ziv Sandalon et al.

.

Serial No.: 09/068,293 Examiner: W. Sandals

Filed: May 6, 1998 Group Art Unit: 1636

For : IN VITRO CONSTRUCTION OF SV40 VIRUSES AND

PSEUDOVIRUSES

1185 Avenue of the Americas New York, New York 10036

December 16, 2002

Assistant Commissioner for Patents Washington, D.C. 20231

sir:

FACSIMILE CERTIFICATE OF TRANSMISSION IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

Date of Facsimile: <u>December 16, 2002</u>. I hereby certify that this paper or fee is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231:

Princed Name:

Respectfully submitted,

John P, White

Registration No. 28,678 Attorney for Applicant(s)

Cooper & Dunham, LLP 1185 Avenue of the Americas New York, New York 10036

(212) 278-0400